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18 *ACE Property and Casualty Insurance Company*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AIU INSURANCE COMPANY and
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA.,

Plaintiffs and Counterclaim Defendants,

v.

McKESSON CORPORATION f/k/a
MCKESSON HBOC, INC.,

Defendant, Counterclaim Plaintiff, Third
Party Plaintiff, and Third Party
Counterclaim Defendant,

v.

ACE PROPERTY AND CASUALTY
INSURANCE COMPANY,

Third Party Defendant and Third Party
Counterclaim Plaintiff.

CASE NOS. 3:20-cv-07469-JSC
3:20-cv-09356-JSC

**DECLARATION OF DANIEL M.
SULLIVAN IN SUPPORT OF NATIONAL
UNION FIRE INSURANCE COMPANY OF
PITTSBURGH, PA. AND ACE PROPERTY
& CASUALTY INSURANCE COMPANY'S
JOINT OPPOSITION TO MOTION TO
STAY**

Honorable Judge Jacqueline Scott Corley

Hearing Date: August 12, 2021

Time: 9:00 a.m.

Courtroom: Courtroom E, 15th Fl.

Judge: Hon. Jacqueline Scott Corley

Action Filed: October 23, 2020

1 I, Daniel M. Sullivan, declare as follows:

2 1. I am admitted to practice law before the courts of the State of New York and have
3 been admitted *pro hac vice* in this case. I am a partner in the law firm Holwell Shuster & Goldberg
4 LLP, who, along with Clyde & Co. LLP, are attorneys for ACE Property and Casualty Insurance
5 Company (“ACE”). I submit this Declaration in support of National Union Fire Insurance Company
6 of Pittsburgh, Pa. and ACE’s Joint Opposition to McKesson Corporation’s (“McKesson”) Motion to
7 Stay. I have personal knowledge of the matters stated herein and could testify competently to them if
8 called as a witness.

9 2. A true and correct copy of a December 4, 2017, letter from Chubb North American
10 Claims (“Chubb”), the claims administrator for ACE, to McKesson is attached as **Exhibit 1**.

11 3. A true and correct copy of a January 29, 2018, letter from Chubb to McKesson is
12 attached as **Exhibit 2**.

13 4. A true and correct copy of a March 2, 2018, letter from Chubb to McKesson is
14 attached as **Exhibit 3**.

15 5. A true and correct copy of an October 22, 2018, letter from McKesson’s counsel to
16 ACE’s counsel is attached as **Exhibit 4**.

17 6. A true and correct copy of a November 29, 2018, letter from ACE’s counsel to
18 McKesson’s counsel is attached as **Exhibit 5**

19 DATED: July 2, 2021

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21 By: /s/ Daniel M. Sullivan
Daniel M. Sullivan